

Case 09-00139-ee Doc 3 Filed 11/04/09 Entered 11/04/09 10:05:55 Desc Main

Document Page 1 of 2
**IN THE UNITED STATES BANKRUPTCY COURT FOR THE
 SOUTHERN DISTRICT OF MISSISSIPPI**

IN RE:

WAREHOUSE 86, LLC,

Chap. 11 Bankruptcy Case No. 08-03423-EE

DEBTOR.

ALL DOCUMENTS REGARDING THIS MATTER MUST BE
 IDENTIFIED BY BOTH ADVERSARY & BANKRUPTCY NOS

SCK, INC. AND RADIOSHACK CORPORATION

PLAINTIFFS

VS.

ADVERSARY PROCEEDING NO. 09-00139-EE

WAREHOUSE 86, LLC

DEFENDANT

SUMMONS IN AN ADVERSARY PROCEEDING

YOU ARE SUMMONED and required to submit a motion or answer to the *Complaint for Declaratory Judgment* (Adv. Dkt. #1), which is attached to this summons to the Clerk of the Bankruptcy Court, 100 East Capitol Street, P. O. Box 2448, Jackson, MS 39225-2448, within 30 days after the date of issuance of this summons, except that the United States and its offices and agencies shall submit a motion or answer to the complaint within 35 days. At the same time, you must also serve a copy of the motion or answer upon the Plaintiff's attorney: **MARCUS M. WILSON, ESQ., 188 E. CAPITOL ST., SUITE 1400, JACKSON, MS 39201.** If you make a motion, your time to answer is governed by Rule 7012 of the Federal Rules of Bankruptcy Procedure.

IF YOU FAIL TO RESPOND TO THIS SUMMONS, YOUR FAILURE WILL BE DEEMED TO BE YOUR CONSENT TO ENTRY OF A JUDGMENT BY THE BANKRUPTCY COURT AND JUDGMENT BY DEFAULT MAY BE TAKEN AGAINST YOU FOR THE RELIEF DEMANDED IN THE COMPLAINT.

DATE: November 12, 2009



DANNY L. MILLER, CLERK

By: /s/ Kimber McDowell
 Adversary Case Administrator

CERTIFICATE OF SERVICE

I certify that I am, and at all times during the service of process was, not less than 18 years of age and not a party to the matter concerning which service of process was made. I further certify that the service of this summons and a copy of the complaint was made 11/06/09 (date) by (check method of service below and complete name and address information):

<input checked="" type="checkbox"/> Mail service Regular, first class United States mail, postage fully paid, addressed to:	<input type="checkbox"/> Personal service By leaving the process with defendant or with an officer or agent of defendant at:	<input type="checkbox"/> Residence Service By leaving the process with the following adult at:	<input type="checkbox"/> Publication The defendant was served as follows:	<input type="checkbox"/> State Law The defendant was served pursuant to the laws of the State of _____, as follows (describe briefly in address block):
NAME: John A. Crawford, Jr., Esq.		ADDRESS: 210 E. Capitol Street, 17th Floor Jackson, Mississippi 39201		

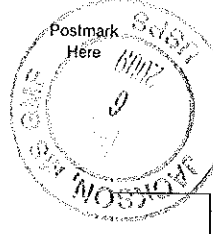
Under penalty of perjury, I declare that the foregoing is true and correct.

Signature: <u>Lorien Smith</u>	Date: <u>11/9/09</u>
Print Name: Lorien Smith	
Business Address: P.O. Box 98	
City: Jackson	State: MS Zip: 39205-0098

7000 1670 0009 6876 5392

U.S. Postal Service
CERTIFIED MAIL RECEIPT
(Domestic Mail Only; No Insurance Coverage Provided)

OFFICIAL USE

Postage	\$ 5.50	
Certified Fee	2.80	
Return Receipt Fee (Endorsement Required)	2.30	
Restricted Delivery Fee (Endorsement Required)		
Total Postage & Fees	\$ 10.60	

Ser
.....
Str
.....
City
.....
PS

John A. Crawford, Jr., Esq.
Butler Snow O'Mara Stevens & Cannada
210 E. Capitol St., 17th Floor
Jackson, Mississippi 39201

Instructions

Case 09-00139-ee Doc 3 Filed 11/04/09 Entered 11/04/09 10:05:55 Desc Main

Document Page 1 of 2
**IN THE UNITED STATES BANKRUPTCY COURT FOR THE
 SOUTHERN DISTRICT OF MISSISSIPPI**

IN RE:

WAREHOUSE 86, LLC,

Chap. 11 Bankruptcy Case No. 08-03423-EE

DEBTOR.

ALL DOCUMENTS REGARDING THIS MATTER MUST BE
 IDENTIFIED BY BOTH ADVERSARY & BANKRUPTCY NOS

SCK, INC. AND RADIOSHACK CORPORATION

PLAINTIFFS

VS.

ADVERSARY PROCEEDING NO. 09-00139-EE

WAREHOUSE 86, LLC

DEFENDANT

SUMMONS IN AN ADVERSARY PROCEEDING

YOU ARE SUMMONED and required to submit a motion or answer to the *Complaint for Declaratory Judgment* (Adv. Dkt. #1), which is attached to this summons to the Clerk of the Bankruptcy Court, 100 East Capitol Street, P. O. Box 2448, Jackson, MS 39225-2448, within 30 days after the date of issuance of this summons, except that the United States and its offices and agencies shall submit a motion or answer to the complaint within 35 days. At the same time, you must also serve a copy of the motion or answer upon the Plaintiff's attorney: **MARCUS M. WILSON, ESQ., 188 E. CAPITOL ST., SUITE 1400, JACKSON, MS 39201.** If you make a motion, your time to answer is governed by Rule 7012 of the Federal Rules of Bankruptcy Procedure.

IF YOU FAIL TO RESPOND TO THIS SUMMONS, YOUR FAILURE WILL BE DEEMED TO BE YOUR CONSENT TO ENTRY OF A JUDGMENT BY THE BANKRUPTCY COURT AND JUDGMENT BY DEFAULT MAY BE TAKEN AGAINST YOU FOR THE RELIEF DEMANDED IN THE COMPLAINT.

DATE: November 12, 2009



DANNY L. MILLER, CLERK

By: /s/ Kimber McDowell
 Adversary Case Administrator

CERTIFICATE OF SERVICE

I certify that I am, and at all times during the service of process was, not less than 18 years of age and not a party to the matter concerning which service of process was made. I further certify that the service of this summons and a copy of the complaint was made 11/06/09 (date) by (check method of service below and complete name and address information):

<input checked="" type="checkbox"/> Mail service Regular, first class United States mail, postage fully paid, addressed to:	<input type="checkbox"/> Personal service By leaving the process with defendant or with an officer or agent of defendant at:	<input type="checkbox"/> Residence Service By leaving the process with the following adult at:	<input type="checkbox"/> Publication The defendant was served as follows:	<input type="checkbox"/> State Law The defendant was served pursuant to the laws of the State of _____, as follows (describe briefly in address block):
NAME: Ernest K. Strahan, III		ADDRESS: 5 River Bend Place, Suite D Flowood, Mississippi 39232		

Under penalty of perjury, I declare that the foregoing is true and correct.

Signature: <u>Lorien Smith</u>	Date: <u>11/9/09</u>
Print Name: Lorien Smith	
Business Address: P.O. Box 98	
City: Jackson	State: MS
Zip: 39205-0098	

7000 1670 0009 6876 0823

U.S. Postal Service CERTIFIED MAIL RECEIPT (Domestic Mail Only; No Insurance Coverage Provided)	
OFFICIAL USE	
Postage	\$ 5.50
Certified Fee	2.80
Return Receipt Fee (Endorsement Required)	2.30
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$ 10.60
Sent To Ernest K. Strahan, III Street 5 River Bend Place, Suite D City, St. Flowood, Mississippi 39232	
PS Form 3800, May 2000 See Reverse for Instructions	

Postmark Here
